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Paper No. 12

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**OFFICE OF PETITIONS  
A/C PATENTS**

In re Application of :  
John K. Kielb :  
Application No. 09/347,683 :  
Filed: July 2, 1999 :  
Attorney Docket No. R11.12-0662 :

**ON PETITION**

This is a decision on the petition under 37 CFR 1.313(b)(5), filed February 22, 2001, which is being treated as a petition under 37 CFR 1.313(c)(3) to withdraw the above-identified application from issue after payment of the issue fee. See 1233 *Official Gazette* 54 (April 11, 2000).

The petition is **GRANTED**.

The above-identified application is hereby withdrawn from issue in favor of a continued prosecution application (CPA) under 37 CFR 1.53(d).

***Petitioner is advised that the issue fee paid on January 29, 2001 in the parent application is not refundable nor can it be applied towards any new Notice of Allowance which may issue on the CPA filed February 22, 2001.***

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

The application is being forwarded to Technology Center AU 3662 for processing of the CPA.

Frances Hicks  
Petitions Examiner  
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for Patent Examination Policy